

KEN ZANDER, Chairman
PETE KUNTZ, Vice-Chairman
CARLA ARTHAUD
DEAN FRANCHUK
JAY ELKIN



AUDITOR
KAY HAAG

CHIEF DEPUTY AUDITOR
LYNN BETLAF

DEPUTY AUDITOR
LINDA KREBS

OFFICIAL PROCEEDINGS OF THE STARK COUNTY COMMISSION

March 5, 2019

UNOFFICIAL UNTIL APPROVED

Chairman Zander called the regular meeting of the Stark County Board of Commissioners to order at 8:03 AM. Commissioners Present: Ken Zander, Pete Kuntz, Carla Arthaud, Dean Franchuk. Department Heads Present: Deputy Auditor – Linda Krebs, State’s Attorney - Tom Henning, Fairgrounds Coordinator - Lisa Heiser, Sheriff - Corey Lee, Planning & Zoning Director - Steve Josephson, Road Superintendent - Al Heiser, and Director of Emergency Services - Bill Fahlsing. Commissioner Elkin was absent.

RATIFY AGENDA

Chairman Zander called for any changes to the agenda. Commissioner Zander added JLG Building Project.

MOTION BY: Commissioner Kuntz

SECONDED BY: Commissioner Franchuk

To approve the agenda with the addition of JLG Building Project.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

MINUTES

MOTION BY: Commissioner Franchuk

SECONDED BY: Commissioner Kuntz

To approve the minutes of the February 5, 2019 as presented.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

ACCOUNTS PAYABLE

MOTION BY: Commissioner Kuntz

SECONDED BY: Commissioner Franchuk

To approve the accounts payable with the resolution 3/05/2019 and supplement as presented.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

SHERIFF REPORT – COREY LEE

Sheriff's Office statistical report as presented for the month of February.

Sheriff Lee discussed K-9 Unit costs and fundraising efforts; Stark County would be responsible for the overtime for pet care during off-duty time – approximately \$7500/year. Mr. Lee is confident that he can raise the needed funds.

MOTION BY: Commissioner Franchuk

SECONDED BY: Commissioner Arthaud

To approve Sheriff Lee to begin fundraising efforts for a K-9 Unit.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

ROAD SUPERINTENDENT REPORT – AL HEISER

Status report on snow removal efforts; request for paving in Ridgeview Estates with Mr. Heiser's recommendation to approve paving streets in the subdivision to keep the same standard paving procedure as other subdivisions have been done in the past; concerns of county residents piling snow on roadways making dangerous conditions were brought forth; snow fog is a concern with persons driving

with lights off; plans for seal coating in county subdivisions and industrial parks are estimated to be \$1.1M to complete those identified in the plan; BRO-0045(067) Request for Proposals on box culverts with 4 proposals received with Mr. Heiser's recommendation to award to KLJ based on scoring by the committee.

MOTION BY: Commissioner Kuntz

SECONDED BY: Commissioner Franchuk

To approve to paving in Ridgeview Estates subdivision streets only, no driveways.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

MOTION BY: Commissioner Kuntz

SECONDED BY: Commissioner Arthaud

To approve to offer project BRO-0045(067) to KLJ.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

BADGE PRINTER – BILL FAHLSING

ID badge printer equipment needing to be replaced due to fatal malfunction at a total cost of \$4,648.75 with \$3,000 to be used from the IT budget.

MOTION BY: Commissioner Franchuk

SECONDED BY: Commissioner Kuntz

To approve \$1,648.75 to replace the ID badge printer.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

PROJECT REPORT – KLJ, ANDREW KREBS

Status reports on current projects. Shep's Welding project is complete and will be closed. 2020 bid opening on bridge replacement BRO-0045(066). 2020 Chip Seal project on paved roads west of Dickinson all the way to Billings County potentially moved to an October 2019 bid letting.

CONDITIONAL USE PERMIT RENEWAL – FISHER SAND & GRAVEL

Parcels # 067+23+0000-03467 and 067+23+0000-03468-00:

Request was made to renew a conditional use permit for a gravel pit operation on a 30-acre parcel located in the SE ¼ of Section 27, Township 140, Range 95; AND on a 10-acre site located in the NE ¼ of Section 27, Township 140, Range 95.

MOTION BY: Commissioner Kuntz

SECONDED BY: Commissioner Franchuk

To approve CUP's for both parcels for Fisher Sand & Gravel.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

PROJECT REPORT – NORTHERN PLAINS ENGINEERING, JEREMY WOOD

Status reports on current projects. 34th Street joint project County/City, 127th Ave SW bridge replacement; 30th Street as a joint Stark/Dunn county grading project with just a few easements needed on the Dunn County side to have an April bid opening; 80th Ave SW bridge replacement, 41st Street SW bridge replacement. Gladstone is looking at fixing streets with patching and overlay – cost sharing between Stark County and City of Gladstone will be brought to Commission once a plan is identified.

ZONING

RZ 02-19 JOHN HEINEN – request rezoning from Agriculture to Rural Residential 22-138-96. Recommended approval by both the Planning Commission and County Planner, Steve Josephson.

MOTION BY: Commissioner Franchuk

SECONDED BY: Commissioner Arthaud

To approve change order as presented.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

MSP 02-19 TJ HERAUF – request minor subdivision plat of the Copperleaf Subdivision Lots 5-7-8, Block 1, 36-140-95. Recommended approval by both the Planning Commission and County Planner, Steve Josephson.

MOTION BY: Commissioner Franchuk **SECONDED BY:** Commissioner Arthaud

To approve subdivision plat as presented.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

ROOSEVELT CUSTER – MARK RESNER

Financial overview of the annual report was given.

****BREAK****

Chairman Zander called the meeting of the Stark County Commission back to order 9:20 AM.

BID OPENING – HOT BITUMINOUS, GRAVEL CRUSHING, EQUIPMENT RENTAL

Gravel Crushing – 1 bid received from Fisher Industries for a specific pit.

MOTION BY: Commissioner Kuntz **SECONDED BY:** Commissioner Arthaud

To reject bid and rebid.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

Hot Bituminous Paving – 1 bid was received from Northern Improvement.

MOTION BY: Commissioner Arthaud **SECONDED BY:** Commissioner Kuntz

To accept bid.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

Hourly Equipment Rental Rates. 10 bids were received by Dale Reindel, Hlebechuk Construction, Jergen's Operating LLC, Kathrein Trucking, Steier Trucking, Edward H Schwartz Construction, Northern Improvement, Boltz Construction, Martin Construction, LF Grading LLC.

MOTION BY: Commissioner Kuntz **SECONDED BY:** Commissioner Arthaud

To accept all bids to keep on file for hourly equipment rates for those that comply with NDCC requirements.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

****BREAK****

Chairman Zander called the meeting of the Stark County Commission back to order 9:45 AM.

SARAH TRUSTEM

Southwest Night at the ND Legislature event was reportedly a success as a sold out event. Positive feedback from attendees.

BID OPENING – BOX CULVERT CP-45(19)02 80th AVENUE SW

Six bids were received. Baranko Brothers was the apparent low bidder \$154,471.91

MOTION BY: Commissioner Kuntz **SECONDED BY:** Commissioner Franchuk

To approve Chairman to sign award contracts once engineer verifies all paperwork is in order.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

JLG – STARK COUNTY BUILDING PROJECT, ISAAC KARLEY

Project status report was presented. Al Heiser requested to have complete involvement with the grading of the building project because he is certain that his department can save tax payers considerable dollars with “in kind” services from the Road Department.

MOTION BY: Commissioner Kuntz

SECONDED BY: Commissioner Franchuk

To approve Chairman to sign the document for design and development.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

STARK DEVELOPMENT – RYAN JILEK

Presented the 2018 annual progress report with brochure.

PARK BOARD MEETING

The Board recessed at 10:50 AM for a Park Board meeting.

REGULAR MEETING BACK TO ORDER

Chairman Zander called the regular meeting to order. The Board reconvened at 11:30 AM.

PARK BOARD POSITION RECOMMENDATION

The Board made recommendation to move the Fairgrounds Coordinator part-time position to a full-time position with job description and title revisions to fit the current duties. Linda Krebs recommended the internal advertisement of 7 days would be necessary to comply with HR guidelines.

MOTION BY: Commissioner Franchuk

SECONDED BY: Commissioner Kuntz

To approve moving the position to be advertised internally for one week. If there are no internal candidates, then the position will be posted externally.

DISPOSITION: Roll call vote. All voted aye. Motion Carried.

CONTAMINATION ISSUES

Allen Richards (Billings County) – rolled over truck with containment and nothing is growing in the area. Bill Fahlsing is working with entities to find a solution. The area is migrating south into other areas. Concerns with water contamination was brought by Allen. Chairman Zander requested Emergency Manager – Bill Fahlsing, Road Supervisor – Al Heiser, and States Attorney – Tom Henning to work towards finding solution to get this site cleaned up. Additional follow up contact with concerned party (Billings County) Mr. Richards.

Commissioner Kuntz made **MOTION** to adjourn at 11:35 AM, Commissioner Arthaud **SECONDED**, Adjourned.

Linda Krebs, Deputy Auditor

Ken Zander, Chairman